

## § 1256.1

1256.62 Geological and geophysical information relating to wells.

### **Subpart E—Access to Materials Containing National Security-Classified Information**

1256.70 What controls access to national security-classified information?

1256.72 What are FOIA requests and mandatory review requests?

1256.74 How does NARA process Freedom of Information Act (FOIA) requests for classified information?

1256.76 How do I request mandatory review of classified information under Executive Order 12958, as amended?

1256.78 How does NARA handle my mandatory review request?

1256.80 How does NARA provide classified access to historical researchers and former Presidential appointees?

### **Subpart F—Domestic Distribution of United States Information Agency Audiovisual Materials in the National Archives of the United States**

1256.90 What does this subpart cover?

1256.92 What is the purpose of this subpart?

1256.94 Definition.

1256.96 What provisions apply to the transfer of USIA audiovisual records to the National Archives of the United States?

1256.98 Can I get access to and obtain copies of USIA audiovisual records transferred to the National Archives of the United States?

1256.100 What is the copying policy for USIA audiovisual records that either have copyright protection or contain copyrighted material?

1256.102 What fees does NARA charge?

AUTHORITY: 44 U.S.C. 2101–2118; 22 U.S.C. 1461(b); 5 U.S.C. 552; E.O. 12958 (60 FR 19825, 3 CFR, 1995 Comp., p. 333; E.O. 13292, 68 FR 15315, 3 CFR, 2003 Comp., p. 196; E.O. 13233, 66 FR 56023, 3 CFR, 2001 Comp., p. 815.

SOURCE: 69 FR 39325, June 30, 2004, unless otherwise noted.

### **Subpart A—General Information**

#### **§ 1256.1 What does this part cover?**

This part describes NARA's policies on access to archival records of the Executive Branch and donated historical materials in the National Archives of the United States and to records in the physical custody of the Federal records centers. This part applies to records and materials covered by the Federal Records Act (44 U.S.C. 2108 and chs. 29, 31, 33) and donated historical materials. This part does not apply to Presi-

## 36 CFR Ch. XII (7–1–09 Edition)

dential, Supreme Court, Senate, House of Representatives, and Architect of the Capitol records except for the purpose of directing mandatory review requests in subpart E.

#### **§ 1256.2 How do I obtain access to records stored in Federal Records Centers?**

Agencies that retire their records to a Federal records center (FRC) set rules for access to those records. Address requests for access to records stored in Federal records centers directly to the appropriate agency or to the appropriate FRC director at the address shown in part 1253. When the agency's rules permit, NARA makes FRC records available to requesters. When the agency's rules and restrictions do not permit access FRCs receive requests that should have been sent to the agency, the FRC director refers the requests and any appeals for access, including those made under the Freedom of Information Act (5 U.S.C. 552, as amended), to the responsible agency.

#### **§ 1256.6 How do I obtain access to records of defunct agencies?**

NARA handles access to archives and FRC records received from agencies that have ceased to exist without a successor in function as described in Subpart B.

#### **§ 1256.8 How do I obtain access to Presidential records?**

See 36 CFR part 1270, Presidential Records, for the rules for access to Presidential records transferred to NARA.

#### **§ 1256.10 How do I obtain access to Nixon Presidential materials?**

See 36 CFR part 1275, Preservation and Protection of and Access to the Presidential Historical Materials of the Nixon Administration, for the rules for access to Nixon Presidential materials.

### **Subpart B—Access to Federal Archival Records**

#### **§ 1256.20 May I obtain access to Federal archival records?**

(a) Most Federal archival records are open for research without submitting a